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Lieutenant Governor

State of Utah

DEPARTMENT OF NATURAL RESOURCES

MICHAEL R. STYLER
Executive Director

Division of Oil, Gas and Mining

JOHN R. BAZA
Division Director

80410025

November 19, 2008

CERTIFIED RETURN RECEIPT
7005 2570 0000 4801 7116

Tony Aguiar
Diversified Stone Products, Inc.
P. O. Box 265
Fillmore, Utah 84631

Subject: Notice of Agency Action: Permit Withdrawal, Diversified Stone Products, Inc.,
Wonder 2 Mine, S/041/0025, Sevier County, Utah

Dear Mr. Aguiar:

Pursuant to UCA 40-8-16(b) and R647-3-111.1.11, effective immediately, the acceptance of your Notice of Intention to Conduct Small Mining Operations for the Wonder 2 Quarry (file S/041/0025) is withdrawn. You no longer have authority to conduct mining related activities or removal of product from the site. You are hereby directed to commence reclamation of your site in a timely manner and have reclamation work completed within 90 days. Failure to complete reclamation may result in additional enforcement action.

The Division is taking this action at this time, since you have failed to provide the required permit fees or reclamation surety for this site. This action does not negate any obligation you may currently have for remitting permit fees, abating outstanding violations, or payment of assessed civil penalties for violations or cessation orders.

As per UCA 40-8-16(3) and R647-3-111.1.11, you have a right to appeal this Notice of Agency Action and request a formal hearing on the matter. To do so, you must file a written request to appeal within 10 days of your receipt of this notice. Contact Julie Carter, Administrative Secretary, at (801) 538-5277, if you wish to exercise your right to appeal this decision before the Board of Oil, Gas and Mining. She can provide you with appropriate guidance and assistance in preparing your formal hearing request. Your failure to file such a request may preclude you from further participation, appeal, or judicial review with regard to this action.



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If you choose not to appeal this Notice of Agency Action, the Division's decision will become final.

If you have any questions regarding this Notice you may contact me at (801) 538-5320, or Paul Baker at (801) 538-5261.

Sincerely,

A handwritten signature in black ink, appearing to read 'Dana Dean', with a long horizontal line extending to the right.

Dana Dean, P.E.
Associate Director, Mining

DD:lk:vs

cc: Michael Jackson, BLM, Richfield (UTU-71573)
Steve Alder, Attorney General's Office
Paul Baker, DOGM
Lynn Kunzler, DOGM

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